

**REMARKS**

Claims 1-78 are pending in the application prior to entering this amendment.

The examiner rejects claims 1-6, 33-39, 41-43, 45, 56-60, 62, 64-66, and 68 under 35 U.S.C. 102(e) as being anticipated by Yogeshwar et al. (U.S. Pat. No. 6,947,598).

The examiner rejects claims 7-16, 40, 44, 61, 63, and 67 under 35 U.S.C. § 103(a) as being disclosed by Yogeshwar in view of well-known practices.

The applicant cancels claims 17-32, 46-55, and 69-78, without prejudice.

The applicant amends claims 1, 4, 33, 36, 56, and 59.

Claims 1-16, 33-45 and 56-68 are pending in the application after entering this amendment.

The applicant adds no new matter and requests reconsideration.

**Restriction Requirement**

Responsive to a restriction requirement, the applicant has elected to continue prosecuting claims 1-16, 33-45, and 56-68 and canceled claims 17-32, 46-55, and 69-78, without prejudice.

**Claim Rejections Under § 102**

The examiner rejects claims 1-6, 33-39, 41-43, 45, 56-60, 62, 64-66, and 68 as old over Yogeshwar. The applicant respectfully traverses the examiner's rejection for the following reasons.

Claim 1 recites *a network interface for establishing a communication link through a network and a processor ... is adapted to receive encapsulated voice data through the communication link.* Claim 4 recites *means for establishing a communication link through a network and means for receiving encapsulated voice data through the communication link.* Claims 33 and 36 recite *a storage medium... establishing a communication link through a network and receiving ... encapsulated voice data through the communication link.* Claims 56 and 59 recites *establishing a communication link through a network and receiving encapsulated voice data through the communication link.*

Yogeshwar discloses methods and apparatus for the archival storage and retrieval of audio or video information. The examiner alleges that Yogeshwar discloses an interface 904, which uses Internet Protocol to deliver data to an end-user, citing Figure 9, and col. 2, lines 2-10. But the claims do not recite delivering data to an end-user, but rather *receiving encapsulated voice data.* Yogeshwar's interface 904 is an I/O interface that is capable of

receiving four types of input information, namely, Metadata, Analog A/V, Digital A/V, Compressed Digital A/V as is shown in Figures 3 and 9. None of these inputs is encapsulated (or packetized) data. More specifically, Yogeshwar's analog voice signal is received from an analog source and is not network encapsulated, i.e., analog VHS tape. The digital voice data is received using digital transport protocol, e.g., CD, DVD, DV, and like (Column 4, lines 7-11). The digital transport protocol does not encapsulate data as recited. Thus, the interface 904 is not a *network* interface that establishes a communication link adapted to receive *encapsulated data* as recited.

The applicants believe claims 1, 4, 33, 36, 56, and 59, and their corresponding dependent claims are in condition for allowance.

#### Claim Rejections - 35 U.S.C. § 103

The examiner rejects claims 7-16, 40, 44, 61, 63, and 67 as being obvious over Yogeshwar in view of well-known practices. Applicant respectfully traverses the rejections for the following reasons.

Claim 7 recites *receiving remote digital encapsulated voice data through the network*. Claim 12 recites receiving *means for receiving remote digital encapsulated voice data through the network*.

The examiner alleges that Yogeshwar discloses receiving audio data over the Internet. But as we explained above, Yogeshwar does not receive encapsulated voice data through a communication link. Network encapsulation is required when data is transmitted in a global communication network such as the Internet. Since Yogeshwar does not receive encapsulated voice data at the input interface, it does not disclose the recited claims. In each of three instances of the term Internet, Yogeshwar describes delivering the archived information to an end-user after having received it and processed it accordingly. For example, at column 2, lines 1-9, Yogeshwar discloses the following:

"Furthermore, audio and video content normally needs to be compressed and formatted if one wishes to use modern digital transmission techniques to deliver archived information to an end user. Utilized transmission techniques may include use of the Internet (using Internet Protocol), telecommunication channels such as switched networks, satellites and/or wireless communications system. In each of these cases, very specific compression and formatting steps are often required for data delivery."

And Yogeshwar does not mention anywhere to use the archival storage and retrieval system in a VOIP application. (Col. 4 lines 7-11) Given that Yogeshwar does not disclose receiving audio input over the Internet, it is unclear how to incorporate a VOIP application into the system disclosed by Yogeshwar.

The applicants believe claims 7 and 12 and their corresponding dependent claims are in condition for allowance.

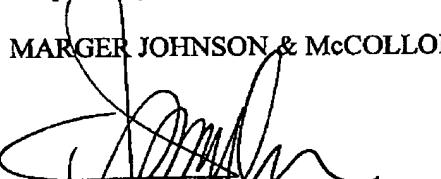
### CONCLUSION

For the foregoing reasons, reconsideration and allowance of claims 1-16, 33-45, and 56-68 of the application as amended is solicited. The Examiner is encouraged to telephone the undersigned at (503) 222-3613 if it appears that an interview would be helpful in advancing the case.

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Respectfully submitted,

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